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PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)

Docket Number (Optional)
A0000403-01-CB



In re Application of Brian Lee Batley, et al.

Application Number 10,072,767

Filed
February 7, 2002

For VEGF RESPONSIVE CELL-BASED ASSAY FOR
DETERMINING VEGF BIOACTIVITY

Group Art Unit 1636

Examiner Daniel M. Sullivan

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and appropriate non-small-entity fee are as follows (check time period desired):

- ☐ One month (37 CFR 1.17(a)(1)) \$ _____
- ☐ Two months (37 CFR 1.17(a)(2)) \$ _____
- ☒ Three months (37 CFR 1.17(a)(3)) \$ 920.00
- ☐ Four months (37 CFR 1.17(a)(4)) \$ _____
- ☐ Five months (37 CFR 1.17(a)(5)) \$ _____

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown above is reduced by one-half, and the resulting fee is: \$ _____.

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Commissioner has already been authorized to charge fees in this application to a Deposit Account.

☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 23-0455. I have enclosed a duplicate copy of this sheet.

I am the ☐ applicant/inventor

☐ assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

☒ attorney or agent of record.

☐ attorney or agent under 37 CFR 1.34(a).
Registration number if acting under 37 CFR 1.34(a) _____.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

December 4, 2002

Date

Cynthia M. Bott

Signature

Cynthia M. Bott

Typed or printed name

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of _____ forms are submitted.

Burden Hour Statement: This form is estimated to take 0.1 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

USPN: 10,072,767 Filed On: 2/7/2002
A0000403-01-CB

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1636 11

Please type a plus sign (+) inside this box → ☐PTO/SB 21 (6-98)
Approved for use through 09/30/2000 OMB 0651-0031
Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10 072,767
	Filing Date	February 7, 2002
	First Named Inventor	Brian Lee Batley, et al.
	Group Art Unit	1636
	Examiner Name	Daniel M. Sullivan
Total Number of Pages in This Submission	Attorney Docket Number	A0000403-01-CB

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Substitute Declaration and Power of Attorney
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Small Entity Statement	Associate Power of Attorney
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Request for Refund	Certificate of Mailing
<input type="checkbox"/> Response to Missing Parts/Incomplete Application		Return Postcard
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks Please substitute the Declaration and Power of Attorney filed with this application with the enclosed newly executed Declaration and Power of Attorney		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Cynthia M. Bott
Signature	<i>Cynthia M. Bott</i>
Date	12/4/02

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date. 12/4/02	
Typed or printed name	Beth N. Gaines
Signature	<i>Beth N. Gaines</i>
Date	12/4/02

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FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 1,100.00

Complete if Known

Application Number	10 072,767
Filing Date	February 7, 2002
First Named Inventor	Brian Lee Batley, et al.
Examiner Name	Daniel M. Sullivan
Group Art Unit	1636
Attorney Docket No.	A0000403-01-CB

METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:
- Deposit Account Number 23-0455
- Deposit Account Name Warner-Lambert Company
- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17
- ☐ Applicant claims small entity status See 37 CFR 1.27
2. ☐ Payment Enclosed:
- ☐ Check ☐ Credit card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
101	710	201	355	Utility filing fee	
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	
SUBTOTAL (1)					0.00

2. EXTRA CLAIM FEES

Total Claims		Extra Claims		Fee from below		Fee Paid
Independent	Multiple Dependent	- 20** =	- 3** =	X	X	
		0	0	18.00	80.00	0.00
				0.00		0.00

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim, if not paid
109	80	209	40	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 0.00

*for number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

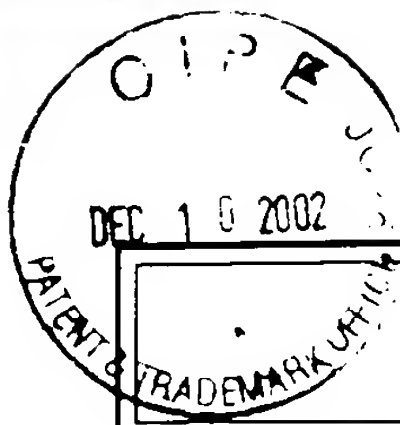
Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	390	216	195	Extension for reply within second month	
117	890	217	445	Extension for reply within third month	920.00
118	1,390	218	695	Extension for reply within fourth month	
128	1,890	228	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	241	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	180.00
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	710	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))	
179	710	279	355	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	
Other fee (specify) _____					
*Reduced by Basic Filing Fee Paid					
SUBTOTAL (3)					1,100.00

SUBMITTED BY

Name (Print/Type)	Cynthia M. Bott	Registration No. (Attorney/Agent)	46,568	Telephone	(734) 622-4476
Signature	Cynthia M. Bott	Date	12/04/2002		

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**Associate Power of Attorney Or Agent (37 CFR 1.34)
(For Representation Related To A Patent Application)**

Docket No.
A0000403-01-CB

In Re Application Of: Brian Lee Batley, et al.

Serial No.

10/072,767

Filing Date

February 7, 2002

Examiner

Daniel M. Sullivan

Group Art

1636

Invention: VEGF Responsive Cell-Based Assay For Determining VEGF Bioactivity

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Please recognize the following as ☒ Associate Attorney ☐ Associate Agent in this application.

Name: Cynthia M. Bou

Reg. No.: 46,568

Address: Warner-Lambert Company
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Ann Arbor, Michigan 48105

Tel. No. (734) 622-4476

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Signature of Principal Attorney or Agent of Record

Charles W. Ashbrook
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2800 Plymouth Road
Ann Arbor, Michigan 48105
Telephone: (734) 622-5215
Facsimile: (734) 622-1553

Registration Number & Address of Principal Attorney or Agent of Record

Dated: October 2, 2002

I certify that this document is being deposited on
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Assistant Commissioner for Patents, Washington, D.C.
20231.

Signature of Person Mailing Correspondence

Beth N. Gaines

Typed or Printed Name of Person Mailing Correspondence

USSN: 10/072,767 Filed On: 2/7/2002
A0000403-01-CB



PTO:SB92 (08-00)

Approved for use through 10/31/2002 OMB 0651-0031

U. S. Patent and Trademark Office, U. S. DEPARTMENT OF COMMERCE

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Certificate of Mailing under 37 CFR 1.8

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**Assistant Commissioner for Patents
Washington, D.C. 20231**

on 12/04/2002

Date

Signature

Beth N. Gaines

Typed or printed name of person of signing Certificate

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

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USPN: 10/072,767 Filed On: 2/7/2002
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